

September 10, 2008

To: ISDH Executive Board members

From: Lance Rhodes, Chief of Staff

Subject: Final Adoption of the Small Employer Qualified Wellness Program Tax Credit Rule-Revised

IC code 16-46-13-1 requires the ISDH adopt rules to establish standards to be used by small employers in establishing a wellness program. The code also requires the ISDH to establish criteria and a process for the certification of small employers' wellness programs. On July 9, 2008, the Executive Board approved the adoption of a final rule 410 IAC 31. Subsequent to that adoption, exigent circumstances were raised by the Commissioner's Advisory Board on the Wellness Tax Credit that necessitates a revision to the final rule.

This office requests the following necessary revision to the final rule:

- Remove all references of a "registered vendor" from the document

The removal of this term from the rule will establish the focus of the wellness program on to the individual small business and allow the state to collect more data for measurement of program success.

This office requests a favorable response to this revision.